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HIGH COURT OF CHHATTISGARH: AT BILASPUR

SINGLE BENCH : HON'BLE SHRI JAGDISH BHALLA, Ag. C J

Writ Petition (C) No. 7344 of 2007

Petitioners
Defendant 1 & 2

1. Maniram S/o. Dayal Satyavanshi aged about 40 years.
2. Sheshram S/o Dayal Satyavanshi aged about 38 years
Both are R/o Village - Bodala Tahsil-
Kawardha District-Kabirdham C.G.

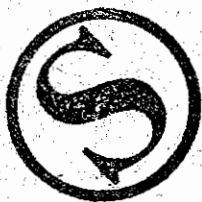
Versus

Respondents
Plaintiff

1. Faguram S/o Shri Dayal Satyanvanshi aged about 47 years Village - Bodala Tehsil - Kawardha, District - Kabirdham (C.G.)

Defendants

2. Budhhu S/o Sewak aged 40 years occupation agriculture.
3. Prem S/o Sukhiram aged 80 years occupation agriculture.
4. Pyare S/o Sewak aged 75 years occupation Agriculture
Respondent No.2to4 are R/o. Village-Bodala Tahsil-Kawardha District-Kabirdham (C.G.)
5. Dayal S/o Sukhiram (Since deceased)
 - A. Toran Bai W/o Kalpu Bhartendu aged 52 years R/o Pandaria presently resident C/o Kalpu Bhartendu District Public Prosecutor District court - Rajnandgaon (C.G.)
 - B. Tar Bai W/o Kadharam aged 45 years R/o Near Mohagaon Village - Taitapara, Tahsil - Pandaria Distt. Kabirdham.
 - C. Tara Bai W/o Khelawan aged 42 years R/o Village - Hardi Khektara, Tahsil - Pandaria Distt. Kabirdham.



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- D. Moti Bai W/o Heera aged 28 years R/o Setganga, P.S. Kunda, Tahsil - Pandaria Distt. Kabirdham
6. Bhagwanta S/o Sukhiram aged 65 years Occupation Cultivator R/o Village Bodala Tahsil & District - Kabirdham.
7. Smt. Yashoda Bai W/o Dayal aged 65 years R/o Bodala Tahsil & District Kabirdham
8. Salik S/o Pyarelal aged 52 years R/o Village Bodala Tahsil & District - Kabirdham
9. Bbulal S/o Prem aged 38 years R/o Village Bodala Tahsil & District - Kabirdham
10. Kumar S/o Bhagwanta aged 36 years R/o Village Bodala Tahsil & District - Kabirdham
11. State of Chhattisgarh, Through : Collector Kabirdham. District - Kabirdham (C.G.)

Writ Petition under Article 227 of the Constitution of India

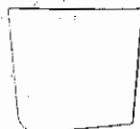
Present: Shri Ajit Singh, counsel for the petitioners.

ORAL ORDER

(Passed on 12th December, 2007)

This writ petition is filed against the order dated 22-11-2007 contained in Annexure P/6. According to the petitioners they have been deprived of examining the witnesses on the ground that they have already been afforded four opportunities for adducing the evidence.

This contention is not correct. From the perusal of the impugned order it is crystal clear that the petitioners failed to





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submit the list of witnesses which should have been done by them before the evidence could start. No other points have been raised in this petition. Accordingly, no interference is warranted in the impugned order and the petition is accordingly dismissed.

Sd/-
Ag. Chief Justice

Kamde